HEWLETT-PACKARD COMPANY. Intellectual Property Administration P.O. Box 272400 Fort Collins, Colorado 80527-2400

Docket No.: 200208755-1

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Christopher J. Bostak et al. Allowed: February 11, 2005

Application No.: 10/644,542

Confirmation No.: 6543

Filed: August 20, 2003

Art Unit: 2817

For: SYSTEM AND METHOD FOR MEASURING

Examiner: D. C. Mis

CURRENT

FAX RECEIVED

PETITION TO WITHDRAW APPLICATION FROM ISSUE PURSUANT TO 37 CFR 1.313(c)(2)

AUG 0 9 2005

OFFICE OF PETITIONS

MS 313(c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely paid on April 25, 2005.

The fee for the Petition and Request for Continued Examination (RCE) is figured on the Transmittal sheet. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account No. 08-2025, under Order No. 200208755-1, from which the undersigned is authorized to draw.

Petitioner respectfully petitions that the above-identified application be withdrawn from issue in order to permit consideration of a submission under 37 CFR 1.114 (Request for Continued Examination with an Information Disclosure Statement) a copy of which is enclosed. Applicant is filing this Petition, and associated IDS as a result of an action received from the German Patent Office in the corresponding German application. While the Applicant does not believe the references cited affect the patentability of the allowed claims,

08/11/2005 AKELLEY 00000042 082025 10644542 01 FC:1464 25564059ph Application No.: 10/644,542

Docket No.: 200208755-1

Applicant would like to err on the side of caution and have the newly cited references

considered in this application.

Respectfully submitted,

David H. Tannenbaum

Attorney/Agent for Applicant(s)

Reg. No. 24,745

Date: August 9, 2005

Telephone No. (214) 855-8186

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FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP 2200 ROSS AVENUE, SUITE 2800 DALLAS, TEXAS 75201-2784 WWW.FULBRIGHT.COM

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OFFICE OF PETITIONS

FACSIMILE TRANSMISSION

DATE:

August 9, 2005

MATTER NUMBER:

08819

10304247

RECIPIENT:	Fax No.:	PHONE No.:
Office of the Petitions USPTO	(517) 273-0025 57 l	

25564327.1

FROM:

David H. Tannenbaum

FLOOR:

26

PHONE:

(214) 855-8333

FAX:

(214) 855-8200

RE:

Application No.: 10/644,542

NUMBER OF PAGES INCLUDING COVER PAGE:

25

MESSAGE:

Per our conversation earlier today, attached for filing are the following documents:

Petition to Withdraw Application From Issue (2 pages)

Request for Continued Examination (4 pages; 1 orig. and 1 copy)

Supplemental Information Disclosure Statement (1 page)

PTO Form 1449 (1 page)

2 out of 3 Cited References

1) DE 16 16 087 2) Office Action issued for 10 2004 0188

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